

DNAG-313-US (10600330)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Bick, et al.

Serial No. : 10/564,427

Filed : February 1, 2006

For : METHOD FOR THE PRODUCTION OF METAL POWDERS OR METAL HYDRIDE POWDERS OF THE ELEMENTS Ti, ZR, HF, V, N, TA AND CR

Art Unit : To be assigned

Examiner : To be assigned

RECEIVED
CENTRAL FAX CENTER
SEP 05 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being sent by facsimile to 1-571-273-8300 addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Eileen Sheffield

Signature

Date

REQUEST FOR CORRECTED FILING RECEIPT

Sir:

Applicants request a corrected filing receipt in the above-identified patent application as follows:

Under "Applicants", the address of Bernd Sermond is incorrect. It should be Asslar, Germany. Attached is a copy of the executed declaration as filed.

Respectfully submitted

FULBRIGHT & JAWORSKI L.L.P.

By 
James R. Crawford
Reg. No. 39,155

666 Fifth Avenue
New York, New York 10103
(212) 318-3000

RECEIVED
CENTRAL FAX CENTER

Page 1 of 3



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

SEP 05 2006

APPL. NO.	FILING OR 371 (C) DATE	ART. UNIT	FIL. FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLMS	IND CLMS
10/564,427	02/01/2006	1775	1130	NY-DNAG-313-US		22	1

24972
FULBRIGHT & JAWORSKI, LLP
666 FIFTH AVE
NEW YORK, NY 10103-3198

CONFIRMATION NO. 8861
CORRECTED FILING RECEIPT

OC000000020184157

Date Mailed: 08/24/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Manfred Bick, Oberursel, GERMANY;
Bernd Sermonde Assler, GERMANY; *14-SS-1A 12*
Gerhard Wilfing, Colbe, GERMANY;

Power of Attorney: The patent practitioners associated with Customer Number 24972.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/07032 06/29/2004

Foreign Applications

GERMANY 103 32 033.4 07/15/2003

If Required, Foreign Filing License Granted: 05/03/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/564,427**

FULBRIGHT & JAWORSKI, LLP

IP DOCKETING

Docketed Not Req'd Confirmation

Initials 1st JRC Initials 2nd ECC

Projected Publication Date: Not Applicable

AUG 29 2006

Non-Publication Request: No

Attorney JRC
Docket No. NY-DNAG-313-US
Action Req'd Date Due

Title

Method for the production of metal powders or metal hydride powders of the elements ti,zr, hf,v,nb,ta and cr

Preliminary Class

428

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof

unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

M/T/01/FEB/2006 14:29

FAX Nr. :069-7165-2331

P. 002

02 03039 US-WC

PATENT Docket No.
Serial No.

Page 1 of 3

Docket No.
DNAG-313-US (OZ 03039)**Declaration and Power of Attorney for Patent Application
English Language Declaration**

As a below named Inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD FOR THE PRODUCTION OF METAL POWDERS OR METAL HYDRIDE POWDERS OF
THE ELEMENTS Ti, ZR, HF, V, Nb, Ta AND CR**

the specification of which (check one)

 Is attached hereto. Was filed on _____ U. S. Serial No: _____

And was amended on _____ (if applicable). _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.66.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or Inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or Inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)Priority Not
Claimed

103 32 033.4 (Number)	Germany (Country)	July 15, 2003 (Filing Date)	<input type="checkbox"/>
_____	_____	_____	_____
_____	_____	_____	_____
(Number)	(Country)	(Filing Date)	

PTO/SB-026813930.1

1 (S-96) Patent and Trademark Office-U.S. I

MIT/01/REB/2006 14:29

PAX Nr. :069-7165-2331

P. 003

PATENT Docket No.
Serial No.

Page 2 of 2

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

PCT/EP2004/007032 (Application Serial No.)	June 29, 2004 (Filing Date)	Pending (Status) (patented, pending, abandoned)
_____	_____	_____
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

PTO/SB-025613990.1

1 (8-98) Patent and Trademark Office-U.S. DEPARTMENT OF COMMERCE

MIT/01/FEB/2006 14:29

FAX Nr. : 069-7165-2331

P. 004

PATENT Docket No.
Serial No.

Page 3 of 3

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

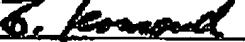
Peter F. Felfe, Reg. No. 20,297, Norman D. Hanson, Reg. No. 30,946, John A. Bauer, Reg. No. 32,654, James R. Crawford, Reg. No. 39,156, Andrew Im, Reg. No. 40,657 and Bruce K. Koch, Reg. No. 41,905 my attorneys with full power of substitution and revocation.

Send Correspondence to: James R. Crawford
CUSTOMER NO. 24972
Fulbright & Jaworski L.L.P.
666 Fifth Avenue
New York, New York 10103

Customer No: 24972

Direct Telephone Calls James R. Crawford, 212-318-3148
associated with customer
No: 24972 to

Full name of first inventor, if any Manfred BICK	Date  
First Inventor's signature 	
Resident Eichenstr. 23, 61440 Oberursel, Germany	
Citizenship German	
Post Office Address	
SAME AS ABOVE	

Full name of second inventor, if any Bernd SERMOND	Date  
Second Inventor's signature 	
Resident Jahnstr. 3, 35014 Aschaffenburg, Germany	
Citizenship German	
Post Office Address	
SAME AS ABOVE	

MIT/01/FEB/2006 14:30

FAX Nr.: 069-7165-2331

P. 005

PATENT Docket No.
Serial No.

Page 4 of 3

Full name of third Inventor, if any Gerhard WILFING	
Third Inventor's Signature 	Date X 26. Jan. 2006
Resident Hahnweg 9b, 35091 Colbe, Germany	
Citizenship German	
Post Office Address	
SAME AS ABOVE	